



Patent  
260/061

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**Edgar A. MENDOZA, et al.**

**Serial No.:** 09/574,840

**Filed:** May 19, 2000

**For:** THERMALLY-ASSISTED PHOTO-  
LITHOGRAPHIC PROCESS USING  
SOL-GEL DERIVED GLASS AND  
PRODUCTS MADE THEREBY

**Confirmation No.:** 1340

**Group Art Unit:** 2883

**Examiner:** Kalivoda, Christopher M.

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT  
APPEALS AND INTERFERENCES AND TRANSMITTAL FOR AMENDMENT  
AND RESPONSE AFTER FINAL REJECTION**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed March 3, 2005, finally rejecting claim 33 and objecting to claim 27. Furthermore, transmitted herewith is an Amendment and Response after Final Rejection (37 C.F.R. 1.116) for this application.

The items checked below are appropriate:

- ☒ **"Small Entity Status"** of this application under 37 CFR 1.27 has been established.
- ☐ A Verified Statement to establish **"Small Entity Status"** under 37 CFR 1.9 and 1.27 is enclosed.

**CERTIFICATE OF MAILING (37 C.F.R. §1.8a)**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

September 6, 2005  
Date of Deposit

*Carolyn L. Evans*  
Carolyn L. Evans

LAI-2204522v1

09/09/2005 WABDELRL 00000083 502468 09574840  
01 FC:2401 250.00 DA  
02 FC:2253 510.00 DA

# **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 CFR 1.17(b), the fee for filing the Notice of Appeal is:

- ☐ other than a small entity \$500.00
- ☒ small entity \$250.00

**Notice of Appeal Fee Due: \$250.00**

## **EXTENSION OF TIME**

- ☒ Applicant(s) petitions for an extension of time under 37 CFR 1.136 [fees: 37 CFR 1.17(a)-(d)] for the total number of months checked below:

EXTENSION (months)		FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/>	one month	\$60.00	\$120.00
<input type="checkbox"/>	two months	\$225.00	\$450.00
<input checked="" type="checkbox"/>	three months	\$510.00	\$1,020.00
<input type="checkbox"/>	four months	\$795.00	\$1,590.00
		<b>Fee</b>	<b>\$510.00</b>

**If an additional extension of time is required, please consider this a petition therefor.**

## **FEEES FOR CLAIMS:**

The fees for claims (37 CFR 1.16(b)-(d)) have been calculated as shown below:


Total Claims	- 45	= 0 x \$50	\$0.00
Independent Claims	- 10	= 0 x \$200	\$0.00
Multiple Dependent Claims	\$360 (if applicable)		\$0.00
<b>TOTAL OF ABOVE CALCULATIONS</b>			<b>\$ 0.00</b>
Reduction by ½ for Filing by Small Entity. Note 37 CFR 1.9, 1.27, 1.28. If applicable, Verified Statement must be attached.			
<b>TOTAL FEES FOR CLAIMS SUBMITTED HERewith</b>			<b>\$0.00</b>

- ☐ A check in the amount of \_\_\_\_\_ is enclosed to cover the above fee(s).
- ☒ Charge Jones Day's Deposit Account No. **50-2468** in the amount of **\$760.00**.

☒ The Commissioner is authorized to charge Jones Day's Deposit Account No. **50-2468** for any fees required under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account **50-2468**.

Respectfully submitted,

Dated: September 6, 2005

By:   
David A. Randall  
Reg. No. 37,217

Customer Number: 34026  
JONES DAY  
555 South Flower St., Fiftieth Fl.  
Los Angeles, California 90071  
Telephone: (213) 489-3939  
Facsimile: (213) 242-2539